

CCRB INVESTIGATIVE RECOMMENDATION

Investigator: Tessa Yesselman	Team: Team # 7	CCRB Case #: 200915513	<input checked="" type="checkbox"/> Force	<input type="checkbox"/> Discourt.	<input type="checkbox"/> U.S.
			<input checked="" type="checkbox"/> Abuse	<input type="checkbox"/> O.L.	<input type="checkbox"/> Injury
Incident Date(s) Friday, 10/02/2009 8:15 PM	Location of Incident: East 215th Street	Precinct: 47	18 Mo. SOL 4/2/2011	EO SOL 4/2/2011	
Date/Time CV Reported Fri, 10/02/2009 9:25 PM	CV Reported At: CCRB	How CV Reported: Call Processing System	Date/Time Received at CCRB Fri, 10/02/2009 9:25 PM		

Complainant/Victim	Type	Home Address

Subject Officer(s)	Shield	TaxID	Command
1. POM Bennett Shelley	18552	947489	047 PCT
2. Officers			
3. An officer			

Officer(s)	Allegation	Investigator Recommendation
A.POM Bennett Shelley	Abuse: PO Bennett Shelley stopped the car in which § 87(2)(b) was an occupant.	
B. Officers	Abuse: Officers stopped the car in which § 87(2)(b) was an occupant.	
C.POM Bennett Shelley	Force: PO Bennett Shelley struck § 87(2)(b) with a blunt instrument.	
D. An officer	Abuse: An officer threatened to arrest § 87(2)(b)	
E.POM Bennett Shelley	Abuse: PO Bennett Shelley refused to provide his name and shield number to § 87(2)(b)	

Case Summary

§ 87(2)(b) was stopped while driving by four officers on foot. One of the officers asked for § 87(2)(b) license and registration. § 87(2)(b) did not have his registration, so he supplied the officer with his license. The officer began writing § 87(2)(b) a ticket, and § 87(2)(b) asked what the ticket was for. § 87(2)(b) was still seated in the car, and he turned his head to look back at the officer writing him the ticket. The officer struck § 87(2)(b) in the chest with his flashlight. The officer told § 87(2)(b) he was being rude and needed to wait until the ticket was complete to ask questions. § 87(2)(b) got out of his car, because he wanted to get the officers name and shield number. Another officer told § 87(2)(b) to get back in to his car and § 87(2)(b) ignored the officer's command. The officer told § 87(2)(b) to, "Shut up," and told him that if he didn't get back in to the car he would be arrested. § 87(2)(b) was issued two summonses. One of the summonses was for his tinted windows and the other was for failure to comply with police instructions. The summonses were issued by PO Shelley from the 47th Precinct. As such, the allegations have been pleaded against PO Shelley, "Officers," and, "An officer."

The investigator called § 87(2)(b) on October 23, 2009, and left a message. § 87(2)(b) called the investigator back and left a voicemail on October 23, 2009, and the investigator returned § 87(2)(b) call, leaving him an additional voicemail. The investigator called § 87(2)(b) on October 28, 2009, November 4, 2009 and November 18, 2009, leaving voicemails on each attempt. The investigator sent § 87(2)(b) letters on October 30, 2009, and November 4, 2009. Neither of the letters sent to § 87(2)(b) were returned to the CCRB. § 87(2)(g)

Team: _____

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Investigator: _____
Signature Print Date

Supervisor: _____
Title/Signature Print Date

Reviewer: _____
Title/Signature Print Date

Reviewer: _____
Title/Signature Print Date